CWPs No.784, 785, 787, 791 & 792 of 2006.

23.10.2007 Present: Mr. R.K. Bawa, Sr. Advocate with Mr. Inderjit Singh Narwal, Advocate for the petitioners.

Mr. Sandeep Sharma, Assistant solicitor General of India for the respondents.

Pursuant to the order dated 27th September, 2007 the supplementary affidavit has been filed and the same is taken on record. It is categorically stated in the supplementary affidavit that the calculation of the license fee with respect to the accommodation of the petitioner has not been done strictly as per F.R. 45(B). In view of this candid admission in the supplementary affidavit, Mr. Sandeep Sharma, learned Assistant Solicitor General of India submits that the impugned notices will be withdrawn and the entire exercise will be undertaken afresh strictly in terms of F.R.45(B) for calculating the license fee with respect to the accommodation in occupation of the petitioner.

In view of the contents of the supplementary affidavit and on the basis of the submissions made by Mr. Sandeep Sharma, the writ petition is disposed of. The respondents are directed to withdraw the impugned notices/orders issued from time to time and to undertake the exercise afresh in terms of F.R.45 (B) for calculating the license fee within six months from today. Needless to say that the proceedings, if any, initiated against the petitioners before the Estate Officer will also come to an end. The petitioner, if aggrieved by the fresh calculations made, is at liberty to assail the same in the appropriate forum. No order as to costs.

(Rajiv Sharma), Judge.

October 23, 2007
(sck)